

DISMISS; and Opinion Filed November 18, 2015.



**In The
Court of Appeals
Fifth District of Texas at Dallas**

No. 05-13-00584-CV

**WAYNE RAND, Appellant
V.
STEVE MCMASTERS, Appellee**

**On Appeal from the 68th Judicial District Court
Dallas County, Texas
Trial Court Cause No. 11-13633**

MEMORANDUM OPINION
Before Justices Fillmore, Myers, and Evans
Opinion by Justice Fillmore

Appellant's brief in this case is overdue. By postcard dated September 29, 2015, we notified appellant the time for filing his brief had expired. We directed appellant to file both his brief and an extension motion within ten days. We cautioned appellant that failure to file his brief and an extension motion would result in the dismissal of this appeal without further notice. To date, appellant has not filed his brief, an extension motion, or otherwise corresponded with the Court regarding the status of his brief.

Accordingly, we dismiss this appeal. *See* Tex. R. App. P. 38.8(a)(1); 42.3(b), (c).

/Robert M. Fillmore/

ROBERT M. FILLMORE
JUSTICE



**Court of Appeals
Fifth District of Texas at Dallas**

JUDGMENT

WAYNE RAND, Appellant

No. 05-13-00584-CV V.

STEVE MCMASTERS, Appellee

On Appeal from the 68th Judicial District
Court, Dallas County, Texas

Trial Court Cause No. 11-13633.

Opinion delivered by Justice Fillmore,
Justices Myers and Evans participating.

In accordance with this Court's opinion of this date, the appeal is **DISMISSED**.

It is **ORDERED** that appellee STEVE MCMASTERS recover his costs of this appeal from appellant WAYNE RAND.

Judgment entered this 18th day of November, 2015.